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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2739 OF 2007
IN
SUIT NO.2108 OF 2006

B.C.Jhaveri and another — Plaintiffs
versus
Raju Tandon & others — Defendants
and
M/s.S.S.G.Associates — Respondent

Mr.Sanjay Jain i/by Mr.L.C.Tolat for plaintiffs.
Mr.Jose George for defendant no.2.

CORAM : A.M.KHANWILKAR, J.

DATE : 08th August 2007

PC :

1. Counsel for the plaintiffs fairly submits that in view of the information furnished by the defendants nothing survives for consideration in prayer clause (a) of the motion. He submits that on the basis of the information now made available the plaintiffs will in stead take out fresh proceedings seeking appropriate reliefs including reliefs in terms of prayer clause (b) in the present motion.

2. Accordingly, this motion is allowed to be

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withdrawn with liberty to file a fresh Notice of Motion seeking such reliefs as may be advised. Order accordingly.

(A.M.KHANWILKAR, J.)